

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT KNOXVILLE

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|--------------------------|---|----------------------|
| UNITED STATES OF AMERICA |) | |
| |) | |
| v. |) | Case No. 3:20-CR-029 |
| |) | |
| MICHAEL WAYNE ROBERTS |) | |

ORDER

On November 18, 2020, United States Magistrate Judge C. Clifford Shirley conducted a change of plea hearing and filed a Report and Recommendation (“R&R”) recommending: (1) that the Court find that the plea hearing in this case could not be further delayed without serious harm to the interests of justice; (2) that the defendant’s plea of guilty to the charge in Count One of the indictment be accepted; (3) that the defendant be found guilty of that charge; (4) that a decision on whether to accept the plea agreement be deferred until sentencing; and (5) that the defendant remain in custody until his sentencing hearing. [Doc. 21]. No objections have been filed to the R&R, and the time for doing so has now passed. *See* Fed. R. Crim. P. 59(b)(2).

The Court has thoroughly reviewed the R&R. Having done so, Magistrate Judge Shirley’s R&R [Doc. 21] is **ACCEPTED** and **ADOPTED** in full.

Pursuant to 28 U.S.C. § 636(b)(1), it is **ORDERED** that:

1. The plea hearing conducted in this case on November 18, 2020, could not have been further delayed without serious harm to the interests of justice;

2. The defendant's plea of guilty to the charge in Count One of the indictment, that is, of knowing possession of a firearm by a convicted felon, in violation of 18 U.S.C. § 922(g)(1), is **ACCEPTED**;
3. The defendant is **ADJUDGED** guilty of Count One of the indictment;
4. The decision whether to accept the parties' plea agreement is **DEFERRED** until sentencing; and
5. The defendant shall remain in custody until sentencing, which is scheduled to take place on **Tuesday, March 23, 2021, at 10:15 a.m.** in Knoxville.

IT IS SO ORDERED.

ENTER:

s/ Leon Jordan
United States District Judge